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Marysville City Council

7:00 p.m.

City Hall

June 14, 2004

ORIGINAL

Call to Order/Invocation/Pledge of Allegiance/Roll Call	7:00 p.m.
Presentations	
Introduce New Employee: Scott Gallacher, Athletic Coordinator	
Swear-In Officer Wayne Kawika Davis	
Certificate of Achievement: Eagle Scout Brock S. Waxman	
Approval of Minutes	
May 24, 2004 City Council Meeting	Approved
May 25, 2004 Committee of the Whole Meeting	Approved
June 7, 2004 City Council Work Session	Approved
Consent Agenda	
Approval of May 26, 2004 Claims in the Amount of \$531,515.56; Paid by Check No. 15330 through 15467 and Check No. 15296 and 15302	Approved
Approval of June 2, 2004 Claims in the Amount of \$387,705.38; Paid by Check No. 15468 through 15606 with Check No. 14408, 14886, 14917, and 14964 Void	Approved
Approval of June 9, 2004 Claims in the Amount of \$1,546,673.15; Paid by Check No. 15607 through 15759	Approved
Approval of June 4, 2004 Payroll in the Amount of \$758,903.92; Paid by Check No. 12715 through 12798	Approved
Approval of New Liquor License Application for Marysville Oriental Store (1092 State Avenue)	Approved
Park Property Lease Agreement; R & D Park Creek, LLC	Approved
Approval of Fireworks Applications	Approved
Approval of Ebey Slough Waterfront Park Construction Management Services Agreement with Entranco Engineers	Approved
Approval of Sisco Reservoir (formerly Northend 240-Zone Reservoir) Design Services Contract Supplement with RH2 Engineers	Approved
Approval of Extension #1 to Contract Agreement with Waste Management NW for Curbside-Collected Recyclables, Yard Waste, Multi-Family and Commercial Collection, Processing Marketing and Disposal Services	Approved
Approval of Budget Amendment in the Amount of \$416,058.39 to Fund Required Purchase of Carts and Curatto Cans to Implement Automated Collection of Solid Waste	Approved
Review Bids	
Comeford Park Play Equipment	Approved
Jennings Park Play Equipment	Approved
Public Hearings	
None	
Current Business	
Economic Development Goal Statement	Approved
New Business	
Peter Hegge Street Vacation; PA 04-014	Approved

Marysville City Council
7:00 p.m.

June 14, 2004

City Hall

000294

Development Code Revisions	Approved
Fireworks Discharge – MMC 9.20.020	Approved
Legal	
Professional Services Contract for Bond Counsel; Foster Pepper & Shefelman	Approved
Recovery Contract for Trunk F to A Inter-tie	Approved
Resolutions and Ordinances	
An Ordinance of the City of Marysville, Washington Amending the 2004 Budget and Providing for the Increase of Certain Expenditure Items as Budgeted for in 2004 and Amending Ordinance No. 2500	Approved Ord. 2524
An Ordinance of the City of Marysville Amending Chapter 15.07.010 of the Marysville Municipal Code	Approved Ord. 2525
An Ordinance of the City of Marysville Amending Sections of Chapter 19 of the Marysville Municipal Code 19.02.070, 19.02.080(5), 19.06.340, 19.08.040, 19.08.060, 19.08.060(2) 10, 19.08.070, 19.08.100, 19.12.060, 19.12.090, 19.18.160, 19.22.030, 19.26.030(5) 6 b and c, 19.27.030, 19.27.040, 19.44.030, 19.44.040, and Adding 19.04.220; and Repealing 19.04.200	Approved Ord. 2526
An Ordinance of the City of Marysville Amending Chapter 20 of the Marysville Municipal Code, 20.12.120, 20.24.070, 20.24.160, 20.48.050, and 20.24.290 is Repealed	Approved Ord. 2527
An Ordinance of the City of Marysville Amending Ordinance No. 2507 As Codified in MMC Chapter 2.10 of the Marysville Municipal Code Relating to the Cable Television Advisory Committee	Approved Ord. 2528
An Ordinance of the City of Marysville Amending Chapter 9.20 MMC Fireworks Regarding the Use and Discharge of Consumer Fireworks	Approved Ord. 2529
Resolution of the City of Marysville Establishing July 12, 2004 as the Date upon which a Hearing Shall be Held Before the Marysville City of Marysville City Council to Consider Vacation of a Portion of Unimproved 75 th Avenue NE Right of Way, North of 55 th Place NE and West of 77 th Avenue NE in the City of Marysville	Approved Res. 2122
Mayor's Business	
Recommended the City Council confirm the appointments of Jerry Randulson and Randy Gritton to one-year terms effective July 1, 2004; Dorothy Stanton and Dean Kinzel to serve two-year terms effective July 1, 2004, to the Marysville Community Television Advisory Committee	Approved
Adjournment	8:45 p.m.

MARYSVILLE CITY COUNCIL MEETING

June 14, 2004

7:00 p.m.

City Hall

CALL TO ORDER / PLEDGE OF ALLEGIANCE / INVOCATION

CORRECTED: SEE 6/28/04 MINUTES

Mayor Dennis Kendall called the June 14, 2004 meeting of the Marysville City Council to order at 7:00 p.m. and led those present in a moment of silence to honor Cody Calavan who was recently killed in Iraq. After the moment of silence, Pastor Ricardo Quintana, Woodside New Life Assembly gave the invocation and Mayor Kendall lead those present in the Pledge of Allegiance.

ROLL CALL

Chief Administrative Officer Mary Swenson called the roll. The following staff and councilmembers were present.

Mayor: Dennis Kendall

Council: Lee Phillips, Jeff Seibert, John Soriano, Lisa Vares, Jeff Vaughan, and Donna Wright.

Staff: Jim Ballew, Parks and Recreation Director; Gerry Becker, City Clerk; Robert Carden, Chief of Police; Gloria Hirashima, Community Development Director; Sandy Langdon, Finance Director; Larry Larson, Public Works Superintendent; Kevin Nielsen, City Engineer; Bill Spies, Fleet and Facilities Manager; Mary Swenson, Chief Administrative Officer; Grant Weed, City Attorney; and Michelle Cash, Recording Secretary.

Mayor Kendall noted that Councilmember Jon Nehring was absent. **Motion** made by Councilmember Seibert, seconded by Councilmember Vares to excuse his absence. **Motion** passed unanimously (6-0).

COMMITTEE REPORTS

Councilmember Vares reported on the Public Works Committee meeting held on June 4. Councilmembers will be presented with the 6-Year Transportation Improvement Plan later in the month. Other items discussed included: rate and hook-up fees and how to pay for the waste water treatment plant upgrade as well as other capital improvement projects. The Pretreatment Ordinance was also discussed at the meeting as well as the Solid Waste Inter-local Agreement with Snohomish County and the automated collections program converting our trucks and delivering containers to our customers.

Councilmember Wright reported on the Snohomish Health District presentation for the Nurse Family Partnership.

There is a revision in the WAC regarding Food Service and there will be a lot of changes regarding obtaining food handling permits and use of sponges in restaurants.

Puget Sound Regional Council had an explanation of the regional transportation improvement program and why it was not put on the ballot. Since there isn't government funding on the campaign, there wasn't backing to fund it.

Councilmember Vaughan reported on the Park Advisory Board meeting held June 2. The board discussed the native growth protection areas in the City and how those will be maintained in the future. The Board will be putting together some recommended changes on how to maintain those areas. They also discussed the official title of the waterfront park. The official name will be presented to the Council at the next cycle meeting.

Councilmember Vaughan recognized and thanked Steve Muller from Edward Jones for donating the popcorn machine to the Ken Baxter Senior Community Center and Windermere Realty for painting the Jennings Park barn and assisting with labor for the retaining wall work.

Councilmember Seibert attended the Snohomish County Solid Waste Advisory meeting on June 9th, and mentioned that the X-treme containers for recycling were demonstrated. He noted that these seem to work well and are fairly inexpensive.

Some of the other items discussed included:

- Waste recovery
- Cathcart land going on sale
- Land use changes at Cathcart
- Southwest transfer station is close to being done. It will hopefully open in September.
- There was also a presentation on the closed Snohomish County landfills and how they are monitored.

PRESENTATIONS

A. Introduce New Employee: Scott Gallacher, Athletic Coordinator.

Parks and Recreation Director Jim Ballew introduced the new Athletic Coordinator Scott Gallacher and welcomed him. Mayor Kendall and the Councilmembers also welcomed Mr. Gallacher. Mr. Gallacher thanked Mr. Ballew, Mayor Kendall and the Councilmembers.

B. Swear-In Officer Wayne Kawika Davis.

Mayor Kendall swore-in Officer Wayne K. Davis and welcomed him to the City. Officer Davis thanked Mayor Kendall and the Councilmembers.

C. Certificate of Achievement: Eagle Scout Brock S. Waxman.

Mayor Kendall presented Brock S. Waxman with a Certificate of Achievement for achieving the rank of Eagle Scout. Mr. Waxman thanked Mayor Kendall and the Councilmembers.

AUDIENCE PARTICIPATION

Mayor Kendall solicited audience participation on items not listed on the agenda.

Tony Horsak, 6934 – 67th Place Northeast, Marysville: Expressed his concern over the safety of legal and illegal use of fireworks within the City of Marysville. Mr. Horsak suggested that the City form an annual July 4th celebration for all Marysville residents, similar to Arlington's celebration.

Mayor Kendall thanked Mr. Horsak for his comments.

Louise E. Alexander-Way, 1628—2nd Street, Marysville: Expressed her dissatisfaction with the way the State Avenue construction project is being handled. Ms. Alexander-Way mentioned that she has not received a construction update since last November. Some of her concerns included unacceptable sidewalks, loss of business (approximately \$10,000 per month) and 24-hour construction.

Kevin Nielsen, City Engineer mentioned that the construction project was on schedule and that he would meet with Ms. Alexander-Way and the Construction Project Manager to develop a way to keep the business owners better informed on the project progress.

Ms. Alexander-Way thanked Mayor Kendall and the Councilmembers.

John N. Mitchell, 4133 Meridian Avenue North, Marysville: Wanted to know why the mitigation and permit fees for Marysville are so high. He has sold his business at 1241 State Avenue but maintains the property and is in the process of constructing a new building on the property. The total fees associated with the property before any construction total \$66-67,000. The overall project is approximately \$500,000, not including the fees. Mr. Mitchell compared this project to another project located on Broadway in Everett where the fees were approximately \$14,000 and the project cost was approximately \$1.4 million. Mr. Mitchell strongly encouraged the Council to reevaluate the mitigation and fee structure for new construction. Gloria Hirashima, Community Development Director was asked to evaluate the City of Marysville's fees and compare them with other jurisdictions.

Preet Kawr, 1114 State Avenue, Marysville: Owner of the 7-11 store located at the corner of Grove Street and State Avenue expressed her concerns with the State Avenue construction project. Ms. Preet noted that she has lost her entire savings account; she cannot pay her rent; the Main 7-11 Corporate Office is threatening to pull her store because she is not making the expected revenue. Ms. Preet noted that she was down \$20,000 in sales for May and requested a schedule for the construction project.

Mary Swenson, Chief Administrative Officer assured her that she would receive the construction schedule and be informed on the project progress.

APPROVAL OF MINUTES

A. May 24, 2004 City Council Meeting.

Councilmember Seibert noted on page 6 of the minutes referencing the Robinett Annexation – PA 04009, the motion verbiage, "...or wave the annexation requirement for obtaining water and sewer service, subject to the applicant recording a valid annexation covenant." should be deleted.

Motion made by Councilmember Seibert, seconded by Councilmember Wright to approve the minutes with the amendments. **Motion** passed unanimously (6-0).

B. May 25, 2004 Committee of the Whole Meeting.

Motion made by Councilmember Vaughan, seconded by Councilmember Soriano to approve the minutes as presented. **Motion** passed unanimously (6-0).

C. June 7, 2004 City Council Work Session.

Motion made by Councilmember Soriano, seconded by Councilmember Vares to approve the minutes as presented. **Motion** passed unanimously (6-0).

CONSENT AGENDA

A. Approval of May 26, 2004 Claims in the Amount of \$531,515.56; Paid by Check No. 15330 through 15467 and Check No. 15296 and 15302.

B. Approval of June 2, 2004 Claims in the Amount of \$387,705.38; Paid by Check No. 15468 through 15606 with Check No. 14408, 14886, 14917, and 14964 Void.

C. Approval of June 9, 2004 Claims in the Amount of \$1,546,673.15; Paid by Check No. 15607 through 15759.

- D. Approval of June 4, 2004 Payroll in the Amount of \$758,903.92; Paid by Check No. 12715 through 12798.
- E. Approval of New Liquor License Application for Marysville Oriental Store (1092 State Avenue).
- F. Park Property Lease Agreement; R & D Park Creek, LLC.
- G. Approval of Fireworks Applications.
- H. Approval of Ebey Slough Waterfront Park Construction Management Services Agreement with Entranco Engineers.
- I. Approval of Sisco Reservoir (formerly Northend 240-Zone Reservoir) Design Services Contract Supplement with RH2 Engineers.
- J. Approval of Extension #1 to Contract Agreement with Waste Management NW for Curbside-Collected Recyclables, Yard Waste, Multi-Family and Commercial Collection, Processing Marketing and Disposal Services.
- K. Approval of Budget Amendment in the Amount of \$416,058.39 to Fund Required Purchase of Carts and Curatto Cans to Implement Automated Collection of Solid Waste.

Mayor Kendall asked if any Councilmembers wished to remove any of the consent agenda items for further discussion. There were no requests.

Motion made by Councilmember Vaughan, seconded by Councilmember Vares to approve consent agenda items A through K. **Motion** passed unanimously (6-0).

REVIEW BIDS

A. Comeford Park Play Equipment.

Mayor Kendall solicited audience participation. There was none.

Motion made by Councilmember Wright, seconded by Councilmember Phillips to reject the bid for the Comeford Park Play Equipment from Architecreation Inc. of Issaquah, WA as non-responsive and award the bid for Comeford Park Play Equipment to the second lowest responsible bid of \$21,874.36 including taxes for a total of \$23,711.80 to Playscapes NW of Gig Harbor, WA. **Motion** passed unanimously (6-0).

B. Jennings Park Play Equipment.

Motion made by Councilmember Vares, seconded by Councilmember Vaughan to award the bid for the Jennings Park Play Equipment of \$48,441.03 including taxes for a total of \$52,510.07 to Playscapes NW of Gig Harbor, WA. **Motion** passed unanimously (6-0).

PUBLIC HEARINGS

There were no public hearings.

CURRENT BUSINESS

A. Economic Development Goal Statement

Mayor Kendall solicited audience participation. There was none.

Councilmember Seibert thanked the people that served on the committees for all of their hard work.

Motion made by Councilmember Seibert, seconded by Councilmember Vares to adopt the Economic Development Goal Statement as proposed. **Motion** passed unanimously (6-0).

NEW BUSINESS

A. Peter Hegge Street Vacation; PA 04-014.

Mayor Kendall solicited audience participation. There was none.

Motion made by Councilmember Vares, seconded by Councilmember Wright to schedule a public hearing for the street vacation on July 12, 2004; and to use the assessed value method for compensation. **Motion** passed unanimously (6-0).

B. Development Code Revisions.

Mayor Kendall solicited audience participation. There was none.

Jeff Huber, representing White Leisure Development Company summarized the letter sent by his company requesting additions to the freeway service zone. Malcolm McNaughton, Vice President of Land Development for Barclays North, welcomed questions from the Councilmembers regarding the suggested code revisions mentioned in Mr. David Toyer's letter. There were none.

CORRECTED: SEE 4/28/04
Delete

Councilmember Seibert thanked Gloria Hirashima, Community Development Director for the density calculations.

Motion made by Councilmember Seibert, seconded by Councilmember Vares to affirm the Planning Commission's recommendation on the development code revisions with the exception of the 10 percent base density Code Amendment. This Code Amendment Number 12, item 2 (a) should read "Fractions of .50 or above shall be rounded up, provided this will not exceed the base density by more than 10 percent. **Motion** passed unanimously (6-0).

C. Fireworks Discharge – MMC 9.20.020.

Mary Swenson, Chief Administrative Officer noted that this item was added to the agenda because it takes one year from the date of adoption to become effective.

Councilmember Vaughan asked Chief Carden how this would benefit the City. Chief Carden explained that it is difficult to enforce the fireworks codes. However, by changing the discharge times, it will make enforcement a little more manageable and allow law enforcement to take more effective action. Since the timeframe is being shortened, it will limit multiple trips to purchase more fireworks. Councilmember Vaughan thanked Chief Carden for the clarification.

Louise E. Alexander-Way, 1628—2nd Street, Marysville noted the dangers fireworks pose to animals and encouraged the Councilmembers to approve the time change.

Tony Horsak, 6934 – 67th Place Northeast, Marysville requested that there be an annual celebration organized by the City and volunteers.

Mayor Kendall thanked Ms. Alexander-Way and Mr. Horsak for their comments.

Motion made by Councilmember Soriano, seconded by Councilmember Vares to approve the time change for discharge of fireworks to be effective June 21, 2005. **Motion** passed unanimously (6-0).

LEGAL

A. Professional Services Contract for Bond Counsel; Foster Pepper & Shefelman

Councilmember Vares wanted to be sure the City is getting the most competitive rate for bond counsel. Sandy Langdon, Finance Director responded that she was confident they were getting a competitive rate. She explained that there are only two bond counsels that she is aware of that most cities use.

Motion made by Councilmember Wright, seconded by Councilmember Vaughan to approve the professional services contract to Foster Pepper & Shefelman for bond counsel. **Motion** passed unanimously (6-0).

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B. Recovery Contract for Trunk F to A Inter-tie

Councilmember Seibert thanked the staff for their time and effort in reviewing the information.

Mayor Kendall solicited audience participation. There was none.

Motion made by Councilmember Seibert, seconded by Councilmember Vares to approve the Recovery Contract #262 for "Trunk F" to "Trunk A" Inter-tie. **Motion** passed unanimously (6-0).

ORDINANCES AND RESOLUTIONS

A. An Ordinance of the City of Marysville, Washington Amending the 2004 Budget and Providing for the Increase of Certain Expenditure Items as Budgeted for in 2004 and Amending Ordinance No. 2500.

Motion made by Councilmember Wright, seconded by Councilmember Vares to approve Ordinance No. 2524. **Motion** passed unanimously (6-0).

B. An Ordinance of the City of Marysville Amending Chapter 15.07.010 of the Marysville Municipal Code.

Motion made by Councilmember Vares, seconded by Councilmember Phillips to approve Ordinance No. 2525. **Motion** passed unanimously (6-0).

C. An Ordinance of the City of Marysville Amending Sections of Chapter 19 of the Marysville Municipal Code 19.02.070, 19.02.080(5), 19.06.340, 19.08.040, 19.08.060, 19.08.060(2) 10, 19.08.070, 19.08.100, 19.12.060, 19.12.090, 19.18.160, 19.22.030, 19.26.030(5) 6 b and c, 19.27.030, 19.27.040, 19.44.030, 19.44.040, and Adding 19.04.220; and Repealing 19.04.200.

Grant Weed, City Attorney noted there were two amendments to be made to this Ordinance.

- Section 10, 19.12.060, Item 2 (a) should read "Fractions of .50 or above shall be rounded up; provided this will not exceed the base density by 10 percent; and..."
- Section 16, 19.37.040, add "(2) Park and Ride Facilities"

Motion made by Councilmember Seibert, seconded by Councilmember Vares to approve Ordinance No. 2526 with amendments noted by Mr. Weed. **Motion** passed unanimously (6-0).

- D. An Ordinance of the City of Marysville Amending Chapter 20 of the Marysville Municipal Code, 20.12.120, 20.24.070, 20.24.160, 20.48.050, and 20.24.290 is Repealed.**

Motion made by Councilmember Vares, seconded by Councilmember Vaughan to approve Ordinance No. 2527. **Motion** passed unanimously (6-0).

- E. An Ordinance of the City of Marysville Amending Ordinance No. 2507 As Codified in MMC Chapter 2.10 of the Marysville Municipal Code Relating to the Cable Television Advisory Committee.**

Motion made by Councilmember Vares, seconded by Councilmember Phillips to approve Ordinance No. 2528. **Motion** passed unanimously (6-0).

- F. An Ordinance of the City of Marysville Amending Chapter 9.20 MMC Fireworks Regarding the Use and Discharge of Consumer Fireworks.**

Grant Weed, City Attorney noted that the effective date is June 22, 2005 rather than June 21, 2005 as stated earlier in the agenda bill.

Motion made by Councilmember Wright, seconded by Councilmember Seibert to approve Ordinance No. 2529. **Motion** passed unanimously (6-0).

- G. Resolution of the City of Marysville Establishing July 12, 2004 as the Date upon which a Hearing Shall be Held Before the Marysville City of Marysville City Council to Consider Vacation of a Portion of Unimproved 75th Avenue NE Right of Way, North of 55th Place NE and West of 77th Avenue NE in the City of Marysville.**

Motion made by Councilmember Soriano, seconded by Councilmember Vares to approve Resolution No. 2122. **Motion** passed unanimously (6-0).

INFORMATION ITEMS

Mayor's Business.

Mayor Kendall thanked Recording Secretary Michelle Cash for assisting during Laurie Hugdahl's maternity leave.

Mayor Kendall also thanked Jim Ballew, Parks and Recreation Director for the new flag at City Hall as well as the POW/MIA flag. He noted that today was Flag Day and he attended the ceremony this morning at the Senior Center. Mayor Kendall also thanked Mr. Ballew and noted that the red house and wood hulk are gone from the waterfront area.

Mayor Kendall recommended the City Council confirm the appointments of Jerry Randulson and Randy Gritton to one-year terms effective July 1, 2004; Dorothy Stanton and Dean Kinzel to serve two-year terms effective July 1, 2004, to the Marysville Community Television Advisory Committee.

Motion made by Councilmember Phillips, seconded by Councilmember Wright to approve the appointments. **Motion** passed unanimously (6-0).

Staff Business.

Jim Ballew thanked Mayor Kendall for his comments. He mentioned the impact the new Marysville Community Campus has had on our community with the current summer bookings at an average of four nights per week and the next month and a half it will be used five nights per week. He noted that he would be meeting next week with the artists on the new City logo.

The construction at the waterfront park has also begun. Daily photos will be taken to record the progress.

Gerry Becker had nothing to report.

Larry Larson and **Bill Spies** presented the new garbage container colors. The Council preferred the gray color.

Bill Spies had nothing to report.

Gloria Hirashima reminded everyone that there is a Vision Workshop scheduled June 24 from 6:30-8:30 p.m. There is also a Developer Breakfast from 7-8:30 a.m. on June 30 at Cedarcrest Restaurant.

Grant Weed had nothing to report and noted that there were no items for the Executive Session.

Mary Swenson will be on vacation next week and noted that WSDOT will be working in the area of Columbia Avenue and 47th. She also noted that the interview process for the new Public Works Director is going very well.

Sandy Langdon had nothing to report.

Robert Carden challenged those interested to attend and participate in the Strawberry Festival tricycle race.

He also mentioned that the City needs to promote and educate the community about fireworks clean up.

Call on Councilmembers.

Lisa Vares had nothing to report.

Lee Phillips had nothing to report.

John Soriano mentioned the signage for the construction on 64th is good.

Jeff Seibert thanked Jim Ballew for all of the weed removal; Mayor Kendall for the moment of silence; and Kevin Nielsen for the gravel removal.

He also noted that the temporary striping on SR529 is backwards.

Donna Wright had nothing to report.

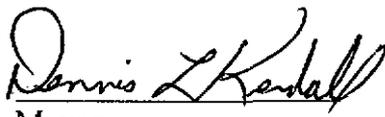
Jeff Vaughan mentioned that the Flag Day ceremony was nice. He also noted that the Arlington School Board is using paperless agendas and the Council may want to look into this. He asked if a committee could be formed to gather input from the community on motorized scooters.

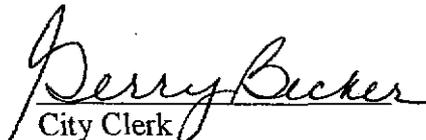
Mayor Kendall reminded everyone of the AWC Conference and Strawberry Festival week. During the next week, if anyone sees any obstacles or hazards around the community, they are asked to call Police dispatch so the City can address the situation.

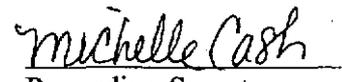
ADJOURNMENT

Seeing no further business, Mayor Kendall adjourned the regular meeting of the Marysville City Council at 8:45 p.m.

Approved this 28th day of June 2004.


Mayor
Dennis Kendall


City Clerk
Gerry Becker


Recording Secretary
Michelle Cash

CONTACTED: 6/28/04
INDEXED

ORIGINAL

City Council Executive Session and Workshop
4:00 p.m., Ken Baxter Senior Community Center
June 11, 2004

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Executive Session: 4:00 p.m.

Mayor Kendall and City Council met in Executive Session at 4:00 p.m. to discuss real estate issues. They adjourned at 4:25 p.m. with no action taken.

Budget Workshop:

Mayor Kendall called the June 11, 2004 Budget Workshop to order at 4:31 p.m. and asked Chief Administrative Officer Mary Swenson to call the role. The following persons were present:

Mayor	Dennis Kendall
Mayor Pro Tem	Jon Nehring
Councilmembers:	Jeff Vaughan, Donna Wright, Jeff Seibert, John Soriano, Lee Phillips, Lisa Vares

Staff:	Chief Administrative Officer Mary Swenson, Finance Director Sandy Langdon, Police Chief Bob Carden, Community Development Director Gloria Hirashima, Parks & Recreation Director Jim Ballew, Public Works Superintendent Larry Larson, City Clerk Gerry Becker, City Engineer Kevin Nielsen, Fleet & Facilities Manager Bill Spies, Commander Robb Lamoureux, Commander Steve Winters, Account Manager Denise Gritton, Accountant – Enterprise Funds Crystil Collins, Recording Secretary Lillie Lein
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Finance Director Langdon reviewed the current status of the City's general fund. Following are some of the points discussed:

- The county assessor will begin evaluating property every year instead of every four years in 2005.
- There is only a 20 cent differential between the City and County property tax rate.
- The increase in sales tax is mostly due to construction, especially construction the City is doing, i.e. State Avenue.
- The highest concentration of sales tax comes from retail although the amount collected does not fluctuate very much.

- The City saw a big drop in utility tax for the year 2003. Ms. Langdon is looking into doing an audit to determine if utilities are properly reporting their income.
- The City saw a jump in charges for services which was primarily due to jail agreements.
- Ms. Langdon is working with staff to tighten the budget versus actual figures for both revenues and expenses.
- The Ending Fund Balance is diminishing primarily due to the increase in benefits.

In reviewing revenues, Ms. Langdon noted the following:

- Business taxes are down due to the low revenues from utility taxes.
- Construction permits are currently down but that is probably due to the time of year. Ms. Hirashima explained that there are a lot of projects in progress but the City does not see the revenue until permits are issued.
- Service charges are down slightly but this is probably due to a lag in billing and payments made.

In reviewing expenditures, Ms. Langdon noted that they are pretty good with the exception of Public Safety which is high due to the Public Safety Center remodel.

Ms. Swenson discussed the budget process, and Council and staff seemed to reach consensus that they liked the program-based budget process used last year.

Ms. Swenson explained the City's plan for addressing the higher costs of benefits.

- The City is in the process of educating employees. She said she wanted to hear what the employees want.

- There are basically two options for employees who have dependents with dual coverage. The possible solutions are:
 1. Offer the employee half of the \$200 cost the City pays to drop the dual coverage;
 2. Offer a medical deferred income program.
- With A.W.C., all employees must be covered but each group (Teamsters, MPOA, Department Heads, etc.) can choose their own plan. Currently the two plans available are Group Health and Regence.
- Another option would be to have the employee pay for the difference if choosing the more expensive plan.

A discussion of the program-based budget process followed noting that this process requires everyone to look at what you have; what you can cut; and then costs and revenues for any new program have to be shown. The departments then work together in determining programs and priorities.

Mayor Kendall called for a break at 5:40 p.m. and resumed the budget workshop at 6:13 p.m.

There was a discussion of Community Development revenues versus expenditures. Ms. Hirashima explained that revenue fees are broken out into different revenue categories. Councilmember Seibert asked for a revenue to expense report, and Ms. Hirashima explained that this is done during budget preparation.

Ms. Swenson noted that the City currently has a gambling moratorium and asked if Council was interested in revisiting this. She stated that the Planning Commission would be a good group to look into the issues and report back to Council if they were interested.

Councilmember Vaughan noted that he had previously studied this issue and that he found the economics were good if the City is a destination site, which it is not. Otherwise, the service costs exceed revenues. General consensus of Council was that they did not want to revisit this issue.

A discussion of Admission tax followed with Council indicating interest in getting more information on the types of facilities and activities that can be taxed and in what capacity such as rentals, parking, etc.

A discussion of the Street Department budget followed with it being noted that this department got hit pretty hard last year. Councilmember Seibert discussed the County road tax and suggested designating 1% to streets. Ms. Langdon explained that the City can't break out the property tax bill but could do this as an internal process.

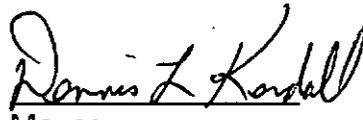
It was also noted that it was important that the design of the 88th Street extension be included in the 6-year T.I.P. to avoid losing grant opportunities to do the project.

Council discussed Business License Fees and indicated that they would like to have these analyzed.

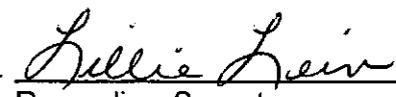
Ms. Swenson suggested that if any fees are raised, the increase be designated to a certain use.

Mayor Kendall adjourned the June 11, 2004 Budget Workshop at 6:50 p.m.

Approved this 28th day of June, 2004.


Mayor
Dennis L. Kendall


City Clerk
Gerry Becker


Recording Secretary
Lillie Lein

June 7, 2004

7:00 P.M.

City Hall

CALL TO ORDER / INVOCATION / PLEDGE OF ALLEGIANCE

Mayor Dennis Kendall called the June 7, 2004 work session of the Marysville City Council to order at 7:00 p.m. There was no invocation. Mayor Kendall then led those present in the Pledge of Allegiance.

ROLL CALL

Chief Administrative Officer Mary Swenson called the roll. The following staff and councilmembers were present.

Mayor: Dennis Kendall

Council: Mayor Pro Tem Jon Nehring, Councilmembers Lee Phillips, Jeff Seibert, John Soriano, Lisa Vares, Jeff Vaughan and Donna Wright.

Staff: Grant Weed, City Attorney; Mary Swenson, Chief Administrative Officer; Sandy Langdon, Finance Director; Gloria Hirashima, Community Development Director; Larry Larson, Public Works Superintendent; Jerry Jacobsen, Fire Marshal; Gerry Becker, City Clerk; Kevin Nielsen, City Engineer; Bill Spies, Fleet and Facilities Manager; Jim Ballew, Parks and Recreation Director; and Laurie Hugdahl, Recording Secretary.

COMMITTEE REPORTS

Councilmember Lee Phillips reported that the **Finance Committee** would be holding its next meeting on June 30 at 5:00 p.m. At the last meeting, they discussed the budget meeting being held on June 11, revenue bond refunding, and the IT manager position.

Councilmember John Soriano reported on the May 27 **Public Safety Committee** meeting.

- Sgt. Doug Lee had discussed a proposal to issue free pet licenses to citizens.
- Officer Mike Ingraham discussed the low jack system.
- Commander Steve Winters reviewed fireworks safety information. There was discussion about a proposal limiting the dates on which fireworks will be allowed.
- Commander Robb Lamoureux noted that there was a new candidate for the Police Corps.

PRESENTATIONS

None.

ACTION ITEMS**A. Snohomish County Human Services Grant Contract; Senior Services Project Program.**

Parks and Recreation Director Jim Ballew explained that this grant would cover reimbursement for the part-time position at the Ken Baxter Senior Community Center. Immediate action was necessary on this item in order to be reimbursed for the costs of the employee for May.

MOTION made by Councilmember Seibert, seconded by Councilmember Wright to authorize the Mayor to sign the Snohomish County Human Services Grant which will provide \$7,500 in reimbursed funds for the salaries and benefits of the Recreation Assistant II position at the Ken Baxter Senior Community Center through 2004. **Motion passed unanimously (7-0).**

Other Items Discussed:**CONSENT AGENDA ITEMS****E. Approval of New Liquor License Application for Marysville Oriental Store (1092 State Avenue).**

There were no comments or questions regarding this item.

REVIEW BIDS**A. Comeford Park Play Equipment.**

Councilmember Nehring inquired about the possible need to address this issue in Executive Session. City Attorney Grant Weed indicated that this would not be necessary. Councilmember Soriano asked what would be done with the old equipment. Jim Ballew explained how most of it would be incorporated into the new design.

B. Jennings Park Play Equipment.

There were no comments or questions regarding this item.

PUBLIC HEARINGS

None.

CURRENT BUSINESS**A. Park Property Lease Agreement; R & D Park Creek, LLC.**

Jim Ballew pointed out the revisions on pages 4 and 5 that had already been approved by the lessee. Grant Weed added that the language in Section 9 was expanded from the original version approved by Council.

A. Approval of Fireworks Applications.

Councilmember Vaughan inquired about the eight-stand limit. He asked how they are selected. City Clerk Gerry Becker stated that they generally do not have more than eight applications. Mary Swenson added that at the one time when they did have more than eight applications, they were approved on a first come - first serve basis.

B. Ebeby Slough Waterfront Park Construction Management Services; Entranco Engineers.

Councilmember Seibert referred to the tasks outstanding in the contract with Hammond Collier Wade-Livingstone. Mr. Nielsen explained that the work could be done by someone else if necessary.

C. Sisco Reservoir (formerly Northend 240-Zone Reservoir) Design Services; Contract Supplement; RH2 Engineers.

Kevin Nielsen discussed the scope of this agreement. There was discussion about limiting the management reserve to 5%.

D. Extension #1 to Contract Agreement with Waste Management NW for Curbside-Collected Recyclables, Yard Waste, Multi-Family and Commercial Collection, Processing Marketing and Disposal Services.

Larry Larson reviewed the Contract Extension and the Franchise Agreement with Waste Management NW. He reviewed the modifications to the agreement and noted that the goal of the work with Waste Management NW was to implement a Single-Stream Recycling Program. Councilmember Nehring inquired about the two three-year extensions. He had concerns about granting the extensions automatically without further review. There was some discussion about the \$100 that will be credited to the City for missed pickup.

E. Automated Collection of Solid Waste.

Larry Larson explained the request for budget amendment for the purpose of purchasing carts and curatto cans and the retrofit of trucks required to implement automated collection. There was some discussion about the color of the new cans. Councilmember Vaughan suggested using a lighter color due to the heat absorption of darker colors. No one seemed to have a strong opinion about the issue.

F. Peter Hegge Street Vacation; PA 04-014.

Gloria Hirashima explained that this item referred to a petition they received for vacation of a portion of unimproved 75th Avenue NE right-of-way. She noted that Council would need to establish the method of compensation based on the three options provided. There was discussion about maintaining a utility easement in that location. Grant Weed pointed out factors to be considered when deciding on the method of computation. Ms.

Hirashima clarified that the action required on this item is simply to set the date for a hearing and to determine the method of compensation.

G. Development Code Revisions.

Gloria Hirashima presented the final recommendations from the Planning Commission concerning revisions to Titles 15, 19 and 20 of the Marysville Municipal Code. She explained that the revisions are the result of a combination of housekeeping items, letters and requests received from citizens and developers, and issues raised at meetings during the year. Councilmember Vaughan inquired about the rationale in moving from 4 to 9 model homes. Ms. Hirashima explained this. She also noted that the SEPA threshold was bumped from 4 to 9. Councilmember Seibert had concerns about citizens not having significant recourse if they have issues with a development. He then referred to Code Amendment No. 3 (19.02.070). His concern was regarding the subjective nature of interpretation and the possibility of legal action against the City. Ms. Hirashima responded that the three criteria listed would be the basis for determining the approval. Councilmember Seibert then addressed concerns regarding Code Amendment 10a and Code Amendment 11 (net density calculation).

LEGAL

A. Professional Services Contract for Bond Counsel; Foster, Pepper Shefelman.

Grant Weed noted that this is the same form as received on the previous agreement, but the changes recommended by him had been incorporated. He recommended approval of the contract.

Councilmember Vares asked about the possibility of accepting proposals from other bond counsels in order to ensure they were getting the most competitive rate. Jeff Seibert was also in support of this idea. There was discussion about the feasibility of doing this. Sandy Langdon responded that she could call around to some other cities to see what they are paying. She explained that there are only two bond counsels that she is aware of that most cities use. She will attempt to get some responses by next week.

B. Recovery Contract for Trunk F to A Intertie.

Gloria Hirashima reviewed modifications to this, which include new calculations and new boundaries as shown on the map.

ORDINANCES & RESOLUTIONS

- A. An Ordinance of the City of Marysville Amending the 2004 Budget and Providing for the Increase of Certain Expenditure Items as Budgeted for in 2004 and Amending Ordinance No. 2500.**
- B. An Ordinance of the City of Marysville Amending Chapter 15.07.010 of the Marysville Municipal Code.**

- C. An Ordinance of the City of Marysville Amending Sections of Chapter 19 of the Marysville Municipal Code 19.02.070, 19.02.080(5), 19.06.340, 19.08.040, 19.08.060, 19.08.060(2) 10, 19.08.070, 19.08.100, 19.12.060, 19.12.090, 19.18.160, 19.22.030, 19.26.030(5) 6b and c, 19.27.030, 19.27.040, 19.44.030, 19.44.040; and Adding 19.04.220; and Repealing 19.04.200.
- D. An Ordinance of the City of Marysville Amending Chapter 20 of the Marysville Municipal Code, 20.12.120, 20.24.070, 20.24.160, 20.48.050; and 20.24.290 is Repealed.
- E. Resolution of the City of Marysville Establishing July 12, 2004 as the Date upon which a Hearing Shall Be Held Before the Marysville City Council to Consider Vacation of a Portion of Unimproved 75th Avenue NE Right of Way, North of 55th Place NE and West of 77th Avenue NE in the City of Marysville.

INFORMATION ITEMS

A. Mayor's Business

Mayor Kendall reminded councilmembers of the AWC conference next week.

B. Staff Business

Sandy Langdon noted that Grant Writer Greg Young had left the City. The title of that position is being changed from grant writer to grant administrator to more accurately depict the position's responsibilities.

Kevin Nielsen gave an update on State Avenue.

Gloria Hirashima reviewed grant money received from the Department of Ecology.

Grant Weed reviewed the State Supreme Court's recent decision regarding driving while license suspended 3. He will have more information, as it is available. He also noted that he would have three items for Executive Session - 2 pending litigation items and 1 real estate item.

Mary Swenson added that she might have one more property issue for Executive Session, if time. Other information from Ms. Swenson included:

1. They are educating employees regarding the rising costs of health benefits.
2. Economic Committee's goal statement will be on the agenda next week.
3. They are working on recruiting for a new Public Works Director.
4. They are finalizing the job description for the economic development position.

C. Call on Councilmembers

Jeff Vaughan reported on the AWC Workshop on communication with citizens using technology. The methods discussed included the following:

- Use of list serve (e-mail service)
- Pulse pads – these are free for use by the AWC

- Automated calling – costs less than sending a postcard
- Budget calculator – available for websites to use

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Donna Wright had nothing to report.

Jeff Seibert

- Brought up using the paperless agenda as proposed by Microsoft. This had been discussed at the Finance Committee meeting. Sandy Langdon and others are looking into this further.
- Stated the need to make a decision regarding the Doleshel property. Mary Swenson replied that there would be information coming regarding this at next week's Executive Session.
- Asked that a moment of silence be observed at the beginning of next week's meeting for the local young men killed in action in Iraq.
- Asked for more information regarding the 88th Street extension.

Lee Phillips commented favorably on the NASCAR forum.

John Soriano

- Echoed Councilmember Phillips' comments on the NASCAR forum.
- He also reported on the Chelan Fire Conference that he and Donna Wright attended. He stated that they were given disks with a budget model that made the impacts of I-64 very visible.

Lisa Vares had nothing to report.

Jon Nehring had some questions about the grant writing position that were addressed by Mary Swenson.

INFORMATION ITEMS

A. Motorized Foot Scooters.

There was no discussion on this issue at this time. Mayor Kendall noted that the information was for council to review.

ADJOURNMENT

Mayor Kendall recessed the meeting at 8:55 with Executive Session scheduled to begin at 9:00 p.m.

EXECUTIVE SESSION

Council went into Executive Session at 9:00 p.m. and discussed two potential litigation and two real estate issues. They reconvened into Regular Session at 9:50 p.m.; took no further action and adjourned.

Approved this 14th day of June, 2004.

Dennis L Kendall

Mayor
Dennis Kendall

Gerry Becker

City Clerk
Gerry Becker

Laurie Hugdahl

Recording Secretary
Laurie Hugdahl